

11-2- AF\$  
3762  
**PATENT**  
36731-000052

IN THE U.S. PATENT AND TRADEMARK OFFICE

APPLICATION NO.: 10/523,529 ART UNIT: 3762  
APPLICANT: John F. WETLING EXAMINER: Amanda Patton  
FILED: August 11, 2005  
FOR: ATMOSPHERIC ELECTRIC ACUPUNCTURE MONITOR  
DOCKET NO.: 36731-000052

**NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314  
**Mail Stop AF**

Date: November 7, 2008

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated May 7, 2008 of the Primary Examiner finally rejecting claims 7-20.

- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ The enclosed document is concurrently filed with a Pre-Appeal Brief Request for Review.

Applicants hereby petition for an extension of **three (3) month(s)** pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

- ☒ **NO** extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of **\$555.00** is required for the **full period** of the above-requested extension of time.

11/10/2008 HUNDAF1 00000073 10523529

01 FC:2401

270.00 00

- ☐ An extension of \_\_\_\_\_ ( ) month(s) for responding to the Final Rejection was previously requested and paid for on \_\_\_\_\_. Thus a fee of \$ \_\_\_\_\_ is required.
- ☒ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

- ☐ Large entity - \$540.00
- ☒ Small Entity - \$270.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$0.00.

Payment of the above TOTAL FEE is being made in the following manner:

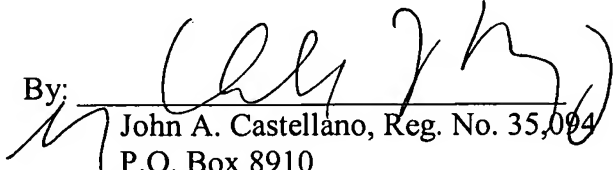
- ☒ Check in the amount of \$825.00 is enclosed.
- ☐ Please charge Deposit Account No. 08-0750 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

By: \_\_\_\_\_

 #34,313  
John A. Castellano, Reg. No. 35,094  
P.O. Box 8910  
Reston, Virginia 20195  
(703) 668-8000

JAC/JWF/dmc